

THE DAILY HERALD.

Salt Lake City, - - Utah.

SATURDAY - - - February 4, 1888

SALT LAKE ORE MARKET.

Furnished daily by McCracken & Co., Bankers

SALT LAKE CITY, February 3,

SILVER.	
In New York	95 per oz
In Salt Lake	94 per oz
In London	44 1/2 per oz

WHEAT.	
In New York	\$4.70 per 100 lb
In Salt Lake	\$2.00 per ton

LOCAL BRIEFS.

LEAF TILL the last armed male expires; Leap for your husbands and for fires; Leap for a chance to build the city; Fair ones throughout the land.

THERE are several cases of smallpox in Butte.

WELLS, FARGO & Co.'s shipments yesterday, were: Ore, \$4,400.

BALMY weather. The minimum temperature yesterday was 30.

T. R. JONES & Co. received, yesterday: Germania bullion, \$1,537.45.

THE MARSHAL'S office, in the City Hall, is being repainted and papered.

EDM KELLY was run in by the police yesterday, for drunkenness and vagrancy.

THE MARRIAGE certificate of David T. LeBaron and Mrs. Drusilla D. Parker has been filed.

MESSRS. LEWIS & TAYLOR have been awarded the contract for plastering the McCracken mansion.

THE SIDEWALKS are bearable once more, but the street centres are too muddy for comfortable driving.

STAPLENS ADVANCED CLUB in engine consumption giving a grand concert and ball at the Theatre in the near future.

MCCRACKEN & Co., yesterday, received: Hammer bullion, \$1,900; silver and lead ore, \$1,900; total, \$3,800.

THE MESSRS. WHITNEY give a progressive lecture on Monday evening next. The invitations are unique and pretty.

TO-DAY, at 11 o'clock, the People's Party nominating convention, to put in for the field a municipal ticket, will be held at the City Hall.

JOHN M. THURSTON, sets the Railroad Gazette, has been appointed to succeed A. J. Poppleton as general attorney for the Union Pacific.

THE NEW board of directors of the Chamber of Commerce held their first meeting last night. No business of importance was transacted.

DR. TOWN, the veterinary surgeon, is now out with a new and elaborate trade mark. It was designed by the doctor and executed by J. H. Breuer.

TOM SARGENT, heavy weight champion of Montana, has posted a forfeit of \$100 with Mike Fitzgerald, for a glove fight with Pete Gillespie, of this city.

IN THE Police Court, yesterday, John Appleby, for being drunk and disturbing the peace, was fined \$15, and William Jones was assessed \$20 for being drunk and trespassing.

SUGAR CONSUMERS will read with interest the telegram from San Francisco concerning the fight between the refineries there. There is an outlook for cheap sweetening in that direction.

AT the billiard tournament, last night, J. E. Clinton defeated John Sands, by a score of 150 to 149 points. In the second game, John Wise defeated Joe Riley, the score standing 150 to 121.

THE HOME Coal Company, whose telephone number has always been the same as that of Hester J. Grant & Co., now have a separate connection, and their number in the future will be 235. Grant & Co.'s, remains 334.

H. W. BARNETT, of Payson, and James Armstrong, of Pleasant Grove, were yesterday appointed notaries public for Utah County, and S. P. Hale, of Wellsville, was appointed judge of election, in place of Geo. Goodwin.

JOHN D. GRAHAM was brought in from Union, yesterday morning, charged with malicious mischief, it being alleged that he cut down some trees belonging to another. He will have a hearing, to-day, before Commissioner Norrell.

A RECENT number of the Glenwood Springs (Colo.) Daily News says: "At a recent meeting of the directors of the Midland road it was voted unanimously to appropriate the necessary funds and proceed at once with the building of the line through to Salt Lake City."

WHILE at the party in the Seventeenth Ward schoolhouse, on Thursday night, a lady had her purse taken from her satchel. The contents of the pocket-book were valuable only to the loser, as they consisted of papers, chiefly, and if they are returned she will reconcile herself to the loss of the small change in the purse.

THE NEW real estate firm of Carter, Stanton & Froiseth will soon be in their elegant quarters at 62 West Second South Street. A small army of painters and carpet men have been busy there for several days past, and the office, when completed, bids fair to become the most luxurious and attractive of any in the city.

AT the signal office, indications point to a snow storm in the not far distant future. Snow fell yesterday at Provo, Park City, Alta and Helena, and at Winnemucca, at 11 o'clock yesterday stood: Salt Lake, 35; Ogden, 32; Stockton, 30; Bingham, 34; Park City, 32; Provo, 33; Alta, 30.

THE LATEST announcement of interest in trade circles, is that the firm of Colmer Bros. have decided on something of a new departure—the establishment of a denim factory in connection with their business. They have been investigating the question for some time, and are convinced that the industry can be made a paying one. The opening up of this business will give employment to a number of skilled laborers, who have thus far been without the means of turning their skill to account.

DELICIOUS Warm Beverages.

These decoctions served to the thirsty and sold at the Occidental are delicious.

TWENTY-SIXTH DAY.

The Reform School Bill Again Up in the House.

A VERY SPIRITED DISCUSSION.

A Question as to the Right of the Executive to Appoint Judges in the Council.

THE COUNCIL.

The President called the Council to order promptly at 2 p. m. yesterday, all the members being present.

A PETITION.

MR. CARLISLE introduced the following petition, signed by J. Z. Stewart and many others, which was read for the first time and referred to the committee on private corporations.

The petition of the undersigned citizens and tax-payers of the Territory of Utah respectfully represents:

That existing laws on the subject of damages for stock to be paid by railway companies for stock killed by trains, allow said companies one-third of the value of the stock for giving notice to the owner, which laws your petitioners regard as unjustly discriminating against the stock interests of the Territory, and in favor of the railroads.

Your petitioners, therefore, respectfully ask for such legislation on the subject as will compel said companies to either fence their railways or notify stock owners of stock killed and pay full value for said stock, and as in duty bound your petitioners will ever pray.

MR. OLIVER introduced C. B. No. 19, a bill to encourage the manufacture of sugar in Utah Territory. The bill was read for the first time, and referred to the committee on manufactures. It is as follows:

A BILL.

To encourage the manufacture of sugar in the Territory of Utah:

SEC. 1.—Be it enacted by the Governor and Legislative Assembly of the Territory of Utah, that to encourage the production and manufacture of sugar in the Territory of Utah, there shall be paid out of any moneys not otherwise appropriated to any individual, firm or corporation, who, within the next ensuing two years, or before the first day of March, 1893, shall manufacture merchantable sugar within the Territory of Utah, from raw material produced in the said Territory, a bounty of 2 cents per pound upon all merchantable sugar made in accordance with the requirements of this act, by such individual, firm or corporation, provided that the bounty to be made by such individual, firm or corporation shall not be less than 100,000 pounds in any one year, and, provided, that the total of such bounty for the said full period of two years shall not exceed \$20,000; and it is hereby declared to be the duty of the Auditor of Public Accounts, and said officer is hereby authorized and required, upon the sworn statement of any individual, the members of any firm, the president and secretary of any corporation applying for said bounty, to audit and verify by vouches, receipts, or other evidences offered or obtainable, said sworn statements, and upon the auditing and verification herein provided for, to issue to the individual, firm or corporation offering such statements, a warrant for the sum to which such individual, firm or corporation prove themselves entitled.

SEC. 2.—And be it further enacted, that the sum of \$20,000, or so much thereof as may be necessary, is hereby appropriated to fulfill the requirements of this act.

MR. MARSHALL moved that when the Council adjourn it be until Monday at 2 p. m. Carried.

The Council then adjourned.

HOUSE.

As the hour of 2 peaked forth from the clock in the tower, yesterday, Speaker Riter was absent, and on motion of Mr. Thurman, Mr. Hatch was called to the chair. There were several vacant seats, but all were filled by the time the journal had been read. The greater portion of the visitors were the members of the Council, although a dozen tourists were shown to seats on the floor during the afternoon.

THEIR CHARTER UNSATISFACTORY.

MR. LUND presented a petition from residents of Moroni, Sanpete County, asking that their charter be amended in conformity with suggestions forwarded. He moved its reference to the committee on municipal corporations and towns. So ordered.

COUNTY BOUNDARY LINES.

MR. LUND, from the committee on counties, reported back, with amendments, H. P. 33, the bill defining disputed county boundary lines, and recommended that it be put upon its passage. Report adopted.

FROM THE AUDITOR.

The following communication was received from the Auditor, and referred to the committee on claims and public accounts:

"I have the honor to hand you the following statement, showing the total outstanding court certificates for the four years ending December 31, 1887, as reported to me by the clerks of the three district courts:

First District, 1884	\$ 628.78
" " 1885	15,345.90
" " 1886	25,760.90
" " 1887	21,504.10
	\$33,439.28

Second District, 1884	\$ 55.50
" " 1885	738.15
" " 1886	5,997.70
" " 1887	3,435.90
	\$9,820.25

Third District, 1884	\$ 262.92
" " 1885	8,965.08
" " 1886	9,732.20
" " 1887	8,109.46
	\$17,199.56

Total

\$60,455.92

MR. HAYBOURNE presented a bill

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THE CHAPLAIN RELEASED.

At this juncture the chaplain sent to the clerk's desk and had read a request that he be excused until Monday next.

By unanimous consent, he was allowed the request, the speaker, *pro tem*, adding: "If you will designate some member to pronounce a benediction, Mr. Chaplain, you may go right now."

FISH AND GAME.

MR. SPENCER from the committee on fish and game, reported back, with amendments, H. F. 40, and recommended that it be put upon its passage. Report adopted.

NO ACTION NEEDED.

MR. FARNSWORTH, from the committee on highways to whom had been referred the petition of R. J. Files, a praying that the county courts be instructed to erect sign posts at all cross roads, reported that the present law covered the matter and no further legislation was needed. Adopted.

FROM THE JUDICIARY.

MR. THURMAN, from the judiciary committee, to whom had been referred H. F. 24, a bill to prevent crimes against the election laws, with amendments, and recommended that it be put upon its passage. Report adopted.

BILLS PRESENTED.

MR. ALLEN presented H. F. 47, a bill for an act to establish a public school system, and to provide for the maintenance and supervision of public schools in the Territory of Utah. It was read by its title and referred to the committee on education.

THE REFORM SCHOOL BILL.

H. F. 10, the bill to establish a reform school, came up for discussion, and the question recurred on Mr. Allen's amendment offered the previous day, giving the Governor the power to appoint the seven directors provided for. The bill was opened by

MR. HOWE, who said he desired to make a short argument in answer to the assertions made by a gentleman from another state, who had so confidently asserted that a Wisconsin law governed the matter so completely as to be a matter of surprise that anyone should for a moment take exception to it. The whole, he thought, hinged to a great extent upon the question as to whether these directors were or were not officers, and he did not believe that the Wisconsin report, on which so much stress had been laid, had the remotest connection with the matter under consideration. The directors were territorial officers, that there was no question about it, and the Governor had a right to appoint—a right expressly conferred upon him by the Organic Act. The directors to be elected under this act were, without doubt, territorial officers; they were to be paid from the territorial funds for performing territorial work. For years the Legislature had stood in opposition to the rulings of the courts on this very matter. It did not matter, however, which way the House voted. Such action cannot change the law in the case. He hoped the members would weigh the matter carefully, and when the question came to the front, vote intelligently on the matter. He was gratified to see yesterday or a member of the House arise and concede the right of the Governor to appoint certain officers. He would ask the gentleman to go a little farther, and admit that the directors were also officers. For the benefit of the half dozen tourists who occupied the floor, the gentleman then spoiled the whole of his effort by ringing in the ancient chestnuts of "deference to the government," that "the time had come when something must be done to reclaim the gauntlet thrown down," and quit.

MR. THURMAN, replying, said he did take the position that the Governor had the right to appoint certain officers under the provisions of the Organic Act, but these were not such officers as are contemplated in the bill under discussion. Strong statements had been made by both sides, each claiming that it was right. He desired to be fair in the matter. The officers appointed were a part of the executive—were necessary for the very existence of the government, and herein laid the difference between them. These directors were merely appointed as a matter of convenience, and without them the government would still roll on. Under the same line of argument it might be claimed that the commissioners to locate University lands were also appointive; that the board of directors of the asylum were also to be appointed by the Governor. Yet the decision of the Attorney-General was opposed to this idea. He did not propose to drag politics into this matter, and say to that people or this people, come within the law. They say we must harmonize, but that has nothing to do with the matter. We can fill the offices in any way we want to, either by election, appointment, or by giving the Governor the power to appoint. The speaker was of the same opinion now as he had always been, and unless some better arguments than he had yet heard was brought out, he should certainly vote no on the proposition to give the Governor the appointive power.

MR. HOWE asked the privilege of again addressing the house. He thought Mr. Thurman had merely endeavored to pull the wool over the eyes of the members for the purposes of darkening this question. He again insisted that the matter was a plain one as the nose on a man's face. He was astonished that the gentleman should make such assertions as he had done, when the very illustrations he had quoted were direct proof to the contrary. If we pass the bill as it now stands, we violate the Organic Act; and even if there was a doubt, would it not be better for us to concede that much? If we pass this bill, we not only show defiance to the government, but violate the laws as well. Would it not be better for the peace and quiet of the Territory to yield obedience? I ask this house whether it would be a sacrifice of any principle? Will there be a sacrifice of anything? I say no.

MR. RICHARDS thought much had been said upon this question—a great deal of eloquence had been wasted. He saw, also, another question, and one which confronted him from the stand on the day the Governor delivered his message—the modest request made at that time—"You surrender to me the government of the Territory, and you will then be in harmony with 50,000,000 of the American people." But I do not believe it would be becoming in us to surrender our prerogative in the matter; simply because we are asked to do it, is no reason why it should be done. He did not believe that the officers men-

sother as the directors of the asylum, the clerk and other officers of this house, and even the guards who patrol the walls of the Penitentiary. If he believed that such were the case, he would most heartily commend the appointment by the Governor. He saw no reason why the rights of the Legislature should be surrendered.

MR. KING—Mr. Speaker, I move that we adjourn until Monday, at 2 p. m.

THE SPEAKER, *pro tem*.—I would like to call the attention of the members to the fact that but little work has, so far, been done, and would suggest an adjournment until to-morrow.

MR. HOWE—I move, as an amendment, that an adjournment be taken until to-morrow at 2 o'clock.

MR. KING—I am against the amendment. The committees are now overburdened with work, and an adjournment until Monday will give them a chance to dispose of some of it.

The amendment being put, it was lost, and the House adjourned until Monday, at 2 p. m.

AMUSEMENTS.

REDUND and PARRY IN RENÉ.—An immense audience, above and below, thronged to the Theatre last evening, drawn thither by the flaming printing of the Redund-Barry Company, and the advance tales sent on of the attractiveness of the performance they give. The play is of the Duke's Motto, Three Guardsmen stripes, founded on the massacre of St. Bartholomew, the hero being a Huguenot, and one very pretty little garden picture being a representation of the famous picture of the Huguenot lovers, where the lady ties a white scarf on the arm of her lover to enable him to pass the king's guards in safety. Generally speaking, the piece is a melodrama which differs from the hairbreadth capture and escape stories of to-day only in being laid several centuries back. Its greatest situation is where the mother unwittingly gives shelter to the man who has slain her son in a duel and the triumph of her generosity, when she still aids him to escape after learning of the deed he has done. Mrs. Barry is a generally capable actress; but here, it must be said, she did not fully rise to the opportunity. Mr. Redund is a good stock leader, a man of magnetic presence, sympathetic manner and graceful action, somewhat too ready to come in front of the curtain, but very pleasing withal. He brought down the house deservedly for the fine sword and poiouard duel with the duke—one of the most bits seen on our stage for a long time. The dancing and acrobatic feats of the Redundals were immensely applauded, and being naturally introduced, formed a very pleasing feature of the entertainment. The stage pictures—notably the massacre—were very effective; the support was capable in most respects, though the Gabrielle—the Huguenot's true love—was very amateurish. To-night, it was announced from the stage, Mr. Barry's Harlequin will be given.

THE GYPSY BARON.—Strauss' charming opera of the Gypsy Baron has not yet been heard in this city, and there is a good deal of anticipation concerning it. That Conradi's company will do it full justice, no one acquainted with the reputation of the company can doubt. The dates are next Tuesday and Wednesday evenings.

Social Events.

A very pleasant party was given in the Seventeenth Ward schoolhouse on Thursday evening.

RIDGELY LODGE, No. 9, I. O. O. F., will celebrate their fifth anniversary on Wednesday evening next.

THE BALL given in the A. O. U. W. hall, last evening, by the members of the order, was a most pleasing and successful one.

PREPARATIONS for the Fancy Costume Carnival to be given in the Emporium Hall on the odd day of February are creating much interest.

THE COMING entertainment for the benefit of the Orphans' Home and Day Nursery is attracting considerable attention, and will doubtless be well patronized.

THE A. O. U. W. people are to be congratulated on keeping up their reputation of giving first-class balls. The one given last evening was the third of the season, all of which have been very enjoyable affairs. About a hundred couples attended the last, and if smiling faces and sparkling eyes are an index to enjoyment, the assembly were undoubtedly enjoying the ball.

A SELECT Valentine ball is among the coming events at the Walker Opera House. The affair is in the hands of E. M. Keyser, W. Bowring, C. L. Berry, A. H. Taylor, H. Anderson, F. Angell, B. Anderson, B. Haslam, E. Brookbank, J. Anderson, J. Cowan, W. H. Stockdale, J. V. Long, S. Anderson, F. M. Stockdale, J. N. Lees, A. Shanks, W. Breeze and W. C. Wiscombe. It will occur on Tuesday evening, February 14th.

"Hello! Well."

"Is this the furniture store?"

"Yes, this is Barratt Bros."

"Send up that Group Suite, No. 9, please. I hear you have beauties in the way of Antique Chairs and Parlor Goods."

"So we have, and Furniture for all parts of the house as well, just arrived and still coming. Come down, please, and bring your friends."

Go See Them.

Those lovely chairs at Barratt Bros. are attracting crowds all day. They are beauties and the prices are low.

Valentines.

Home made and imported, comic and sentimental. Wholesale and retail, at Savage's Art Bazar, Salt Lake City.

Wake Up!

The cheapest and best place in Salt Lake City to buy your groceries is at No. 29 E. Second South Street. Imported fish a specialty.

J. A. PRZESKIN, Agent.

Fox & Symons.

Have reduced the price of photographs. All work done by the dry-plate instantaneous process.

Cohn Brothers.

Continue their Special Bargain Sale of Muslim Underwear, Embroidered Dress Goods, for the balance of the week, in order to accommodate their many patrons who failed to get waited

SLASHING FREIGHT RATES.

A Drop of 50 per Cent in First-Class Rates.

Is there another freight war imminent?

This was the question that was asked in a good many business circles last evening when the news came across the wires that the Chicago, Milwaukee and St. Paul had cut down rates on first-class freights 50 per cent., and other classes proportionately. The dispatch which apprised the local representatives of the Chicago, Milwaukee and St. Paul of the cut stated briefly that on Colorado and Utah business the rates from Chicago, Milwaukee, Racine and common points to Council Bluffs, Kansas City, Omaha and St. Joe, had been reduced to the following figures: First class, 37 1/2 cents; second class, 35 cents; third class, 30 cents; fourth class, 21 cents; fifth class, 16 cents. A. 17 1/2 cents; B. 16 cents; C. D. and E. 15 cents.

Railroad men seen last evening could give no explanations, except that the agreement under which the roads had been working, had probably tumbled suddenly to pieces. The whys and the wherefores yet remain to be told.

Prof. Heine's Concert.

The concert to be given next Monday evening, in the Fourteenth Ward Assembly Rooms, by the gifted artist, Prof. Heine, assisted by his wife, daughter, Mr. H. M. Wells, Mr. M. A. Beesley and several members of the Tabernacle Choir, will be a rare treat to all lovers of the art divine who attend.

The programme to be presented will include many choice and excellent pieces, vocal and instrumental, among which will be some of the professor's masterpieces on the piano and violin, and those who have heard him perform on either pronounce him a musical wonder. The rates of admission have been placed low, and the prospects for a large attendance are flattering.

Obsequies.

The services at the funeral of the late Elizabeth G. Anderson, conducted in the Sixth Ward Meeting-house, yesterday afternoon, were numerous attended. The speakers on the occasion, who administered comfort and consolation to the living and uttered words of praise for the departed, were Elders Samuel W. Richards, Samuel McKay, James P. Paul, Peter Gillespie, E. R. Young and Counselor Jesse West.

At the conclusion of the obsequies, a long cortege of relatives and friends followed the remains of the respected lady to her last home.

PERSONAL.

J. R. BOSHARD is up from Provo.

GEORGE PROCTOR is in from Union.

J. T. FARRER, of Blake City, is in the city.

E. A. WILLARD is down from Kaysville.

H. O. YOUNG, of Park City, is in town.

THOMAS ARNHEIM is down from Park City.

GOVERNOR WEST was at the Theatre last evening.

JAMES M. GURGER, the cattle man, is up from Kanab.